

**EXHIBIT 4**

1  
2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK  
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5  
6 IN RE: )  
RESIDENTIAL CAPITAL, LLC, )  
7 Et al., )  
)Civil Action No.  
8 Debtors, )12-12020 (MG)  
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14 CONFIDENTIAL DEPOSITION OF JOHN S. DUBEL  
15 New York, New York  
16 Wednesday, July 10, 2013  
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24 Reported by:  
JOMANNA DeROSA, CSR  
25 JOB NO. 63468

1 J. DUBEL - CONFIDENTIAL

2 MR. BAIIO: All right.

3 Q. Who brought up the concept of  
4 commutation in those discussions?

5 MR. SIDMAN: Objection. I'm going  
6 to instruct the -- my client not to answer on  
7 the -- on the basis of the mediation  
8 privilege.

9 Q. You mentioned that there were  
10 meetings from time to time that you participated  
11 in on the official committee. Is that correct?

12 MR. EGGERMANN: I'm going to  
13 interject for one moment. Daniel Eggermann  
14 from Kramer Levin on behalf of the creditors  
15 committee. I want to caution the witness not  
16 to disclose any privileged communications with  
17 counsel.

18 MR. BAIIO: So you're trying to get  
19 me coming and going is what I'm hearing.

20 Q. Anyway, you've heard the caution.  
21 My question is: You mentioned that  
22 there had been meetings from time to time that you  
23 participated in on the official committee. Is  
24 that correct? You had meetings from time to time?

25 A. I serve as a member of the official

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2 were drafts of the Settlement Agreement that were  
3 communicated to -- from FGIC to other parties and  
4 it came back from other parties with comments.

5 Q. When was the first such term sheet,  
6 if you can recall?

7 MR. SIDMAN: I'm going to object  
8 and instruct the witness not to answer that  
9 question on the basis of mediation privilege.

10 MR. BAIIO: Again, I'm not asking  
11 for the substance. I believe that to test the  
12 claim that this is all part of the mediation  
13 and nothing else is subject to my being able  
14 to challenge and explore.

15 Q. Did you see a document request that  
16 we served in this case?

17 MR. SIDMAN: Objection to the form.

18 A. I don't know what the technical  
19 term of it was, but I saw a request to FGIC of --  
20 it was a document request or, you know, notice of  
21 discovery. I don't know what the actual term was.  
22 I saw something to that effect, yes.

23 Q. Okay. And did you search for  
24 documents in connection with that?

25 MR. SIDMAN: I'm going to object --